

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

BLACKSTONE DEVELOPERS, LLC,	§	
	§	
Plaintiff,	§	
	§	
vs.	§	CIVIL ACTION NO. 3:15-cv-01072-N
	§	
LIBERTY MUTUAL INSURANCE,	§	
	§	
Defendant.	§	

JOINT MOTION TO DISMISS WITH PREJUDICE

Plaintiff Blackstone Developers, LLC (“Plaintiff”) and Defendant Ohio Security Insurance Company, improperly served and sued as Liberty Mutual Insurance (collectively, the “Parties”), file this Joint Motion to Dismiss with prejudice, and in support thereof would respectfully show the Court as follows:

All matters between the Parties have been fully settled. Accordingly, the Parties now request that this matter, including all claims that have been and/or could have been asserted in this matter by Plaintiff Blackstone Developers, LLC against Ohio Security Insurance Company, be dismissed with prejudice to the re-filing of same.

WHEREFORE, PREMISES CONSIDERED, Plaintiff Blackstone Developers, LLC and Defendant Ohio Security Insurance Company, request that the above-styled and numbered case be dismissed with prejudice to the re-filing of same, with costs of Court to be taxed against the party incurring same.

Respectfully Submitted,

/s/ Scott G. Hunziker

Scott G. Hunziker
SBN 24032446

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**ATTORNEYS FOR PLAINTIFF
BLACKSTONE DEVELOPERS, LLC**

/s/ Colin Batchelor

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**ATTORNEYS FOR DEFENDANT
OHIO SECURITY INSURANCE
COMPANY**

CERTIFICATE OF SERVICE

In accordance with Rules 21 and 21a of the Texas Rules of Civil Procedure, on December 23, 2016, a true and correct copy of the above and foregoing instrument was served *via facsimile or electronic service* upon:

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/s/ Colin Batchelor
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